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**FEB 16 2006**

**OFFICE OF PETITIONS**

In re Application of	:	
Merlin E. Thomsen	:	
Application No. 10/773,764	:	DECISION ON PETITION
Filed: February 6, 2004	:	TO MAKE SPECIAL
Attorney Docket No. FSP0042	:	37 CFR 1.102(c)(1)
	:	

This is a decision on the petition under 37 CFR 1.102(c), filed January 26, 2006 to make the above-identified application special.

The petition requests that the above-identified application be made special under the accelerated examination procedure set forth in M.P.E.P. § 708.02, Section IV: Applicant's Age.


The petition is **DISMISSED**.

A grantable petition to make an application special under 37 CFR 1.102(c), MPEP § 708.02, Section IV: Applicant's Age must be accompanied any evidence showing that the applicant is 65 years of age, or more, such as a birth certificate or a statement by applicant. No fee is required

The instant petition does not provide any evidence of the applicant's age nor does it provide a statement from the applicant stating that he/she is 65 years of age, or more. Accordingly, the petition is dismissed as failing to present sufficient evidence that the applicant is 65 years of age or more.

Telephone inquires concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

The application is being forwarded to the Technology Center Art Unit 3764 for action in its regular turn.

  
Irvin Dingle  
Petitions Examiner  
Office of Petitions